

FILED
JAN 31 2006
 RICHARD W. WIEKING
 CLERK, U.S. DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN JOSE

IN THE UNITED STATES DISTRICT COURT
 FOR THE NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

STEVEN HEINZ,

Defendant.

No. CR 05-70935-PVT

~~PROPOSED~~ ORDER TO CONTINUE
 PRELIMINARY HEARING OR
 INDICTMENT DATE AND TO
 EXCLUDE TIME

The parties have jointly requested to continue the date set for preliminary hearing or indictment, GOOD CAUSE APPEARING, and with the Defendant's consent, IT IS HEREBY ORDERED that the date presently set for preliminary hearing or indictment, February 2, 2006, is continued to Thursday, March 9, 2006, at 9:30 a.m. IT IS FURTHER ORDERED that the period of time from February 2 to March 9, 2006, shall be excluded from the period of time within which trial must commence under the Speedy Trial Act, 18 U.S.C §§ 3161(h)(8)(A) and (B)(iv).

Dated: January 31, 2006

Patricia V. Trumbull
 PATRICIA V. TRUMBULL
 United States Magistrate Judge

1 Distribute to:

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3 Angela M. Hansen
4 Assistant Federal Public Defender
5 160 West Santa Clara Street, Suite 575
6 San Jose, CA 95113
7 Counsel for Defendant

8

9 Jeffrey Nedrow
10 Assistant United States Attorney
11 150 Almaden Blvd., Suite 900
12 San Jose, CA 95113
13 Counsel for the United States

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